

Message Text

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FM SECSTATE WASHDC

TO AMEMBASSY VIENNA PRIORITY

INFO AMEMBASSY BONN

UNCLAS STATE 125126

E.O. 11652: N/A

TAGS:PFOR, CPAS, AU, GW

SUBJECT:RETENTION OF U.S. CITIZENSHIP FOR PERSONS

REACQUIRING AUSTRIAN CITIZENSHIP

REF: (A) STATE 265335, (B) VIENNA 9773, (C) STATE 255053

1. THE EMBASSY IS REQUESTED TO INFORM DR. HAYMERLE THAT A
USG DECISION HAS BEEN REACHED ON THE CITIZENSHIP ISSUE
HE RAISED WITH ASSISTANT SECRETARY HARTMAN LAST NOVEMBER
(REFTEL C). THE PASSPORT OFFICE HAS COMPLETED ITS
EXAMINATION OF THE QUESTION OF WHETHER A UNITED STATES
CITIZEN WHO REACQUIRES AUSTRIAN CITIZENSHIP UNDER SECTION
58 (C) OF THE AUSTRIAN NATIONALITY LAW WILL LOSE UNITED
STATES CITIZENSHIP. IT HAS BEEN DETERMINED THAT SINCE
NO APPLICATION PROCESS IS REQUIRED BY SECTION 58 (C), AND
BECAUSE THE REACQUISITION OF AUSTRIAN CITIZENSHIP IS
AUTOMATIC UNDER THIS SECTION OF AUSTRIAN LAW, A UNITED
STATES CITIZEN WILL NOT LOSE HIS CITIZENSHIP UNDER SECTION
349 (A)(1) OF THE IMMIGRATION AND NATIONALITY ACT BY
REACQUISITION OF AUSTRIAN CITIZENSHIP IN THIS MANNER.

2. THE PASSPORT OFFICE HAS SENT AN OPERATIONS MEMORANDUM
TO THE EMBASSY, OUTLINING THE DETAILS OF THIS DECISION.
ALL CASES CURRENTLY PENDING AS A RESULT OF THE PASSPORT
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OFFICE'S EXAMINATION OF SECTION 58(C) WILL BE RESOLVED AS

SOON AS POSSIBLE.

3. THE AUSTRIAN EMBASSY IN WASHINGTON HAS ALSO BEEN
INFORMED. INGERSOLL

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